

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: **KRYUCHKOV ET AL**

Atty. Docket No. **78531 (36-153 US)**

Application Number: **10/814,543**

Confirmation No. **7406**

Filed: **03/31/2004**

Group Art Unit: **2616**

**For: METHOD AND SYSTEM FOR FACILITATING NETWORK
TROUBLESHOOTING**

EFILED

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Petition for Correction of Inventorship under 37 CFR 1.48(a)

Sir:

In view of the papers filed **March 31, 2004 under serial No. 10/814,543**, it has been found that this nonprovisional application, as filed, through error and without deceptive intent, improperly set forth the inventorship, and accordingly, this application has been corrected in compliance with 37 CFR 1.48(a).

The inventorship of this application has been changed by the addition of

Jean Pierre Lapeyre, 12865 Meadowdale Lane, San Diego, California, 92131, U.S.A.

Upon review of this application, it has been determined that Jean Pierre Lapeyre has made a significant contribution to this application.

Attached please find a statement from Jean Pierre Lapeyre stating that this error occurred without deceptive intent and that the invention as claimed included participation from Jean Pierre Lapeyre.

A Revised Declaration reflecting this change to the inventorship has been signed by all of the inventors, and is duly attached hereto.

An assignment from Jean Pierre Lapeyre to Acterna LLC is also being filed. This will assign the entire interest in this application to Acterna LLC.

Applicants respectfully request that a corrected filing receipt be issued in this application.

Please charge the required fee of **\$130.00** Deposit Account No: **50-1465**.

Please charge any additional fees or credit overpayment to Deposit Account No: 50-1465.

Respectfully submitted,

/charles edmund wands/
Reg. No: 25,649

August 15, 2006
Date:

CUSTOMER NO. 27975

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Kryuchkov et al

Group Art Unit: 2631

Application Number: 10/814,543

Filed: 03/31/2004

Examiner: Unassigned


For: METHOD AND SYSTEM FOR FACILITATING NETWORK TROUBLESHOOTING

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Statement in Support of a Petition to Add an Inventor Under 37 CFR 1.48(a)

I, Jean Pierre Lapeyre, 12865 Meadowdale Lane, San Diego, California, 92131, U.S.A., do make oath and say as follows:

1. THAT Sergey Vladimirovich Kryuchkov; Gary A. Meyer; Jay Stewart; and myself, are the joint inventors of the above-identified application for patent.
2. THAT in reviewing the application for additional filings, it was determined that the invention as claimed included participation from Sergey Vladimirovich Kryuchkov; Gary A. Meyer; and Jay Stewart; and myself.
3. THAT the exclusion of my name as one of the inventors in this application occurred in error.
4. THAT the error occurred through inadvertence and was not intentional or for the purpose of delay.
5. THAT as soon as the error was recognized, timely action was taken to correct it.



Jean Pierre Lapeyre

6/9/06

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Kryuchkov et al

Group Art Unit: 2631

Application Number: 10/814,543

Filed: 03/31/2004

Examiner: Unassigned

For: METHOD AND SYSTEM FOR FACILITATING NETWORK TROUBLESHOOTING

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Statement in Support of a Petition to Add an Inventor Under 37 CFR 1.48(a)

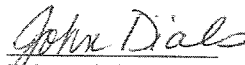
Sir:

City of Germantown
State of Maryland, U.S.A.

I, John Dials, declare that all statements made of my own knowledge are true, and that all statements made on information and belief are believed to be true:

1. Acterna, LLC acquired the rights to United States Patent Application No. 10/814,543, entitled "Method And System For Facilitating Network Troubleshooting" from Sergey Vladimirovich Kryuchkov; Gary Alfred Meyer; and Jay Maurice Stewart (see Reel/Frame 016036/0068).
2. Acterna, LLC agrees that the inventorship of United States Patent Application No. 10/814,543, entitled "Method And System For Facilitating Network Troubleshooting" should include Jean Pierre Lapeyre.
3. I acknowledge that willful false statements and the like are punishable by fine and/or imprisonment, and may jeopardize the validity of the application or any patent issuing therefrom.

Sworn at the city of Germantown in the
State of Maryland, U.S.A.,
this 27th day of April, 2006


John Dials
Corporate Counsel
Acterna, LLC

10/814,543

PTO/SB/96 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: KRYUCHKOV ET ALApplication No./Patent No.: 10/814,543 Filed/Issue Date: 03/31/2004Entitled: METHOD AND SYSTEM FOR FACILITATING NETWORK TROUBLESHOOTINGACTERNA LLC

(Name of Assignee)

a CORPORATION

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

John Diaks
Signature02/10/2006
DateJohn Diaks
Printed or Typed Name240-404-1120
Telephone NumberCorporate Counsel
Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECORDATION FORM COVER SHEET
PATENTS ONLY

500582.20064

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies)/Execution Date(s):

1) Sergey Vladimirovich KRYUCHKOV
2) Gary Alfred MEYER
3) Jay Maurice STEWART

1) Nov. 18, 2004, 2) Nov. 18, 2004, and

Execution Date(s) 3) Nov. 19, 2004

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Government Interest Assignment
☐ Executive Order 9424, Confirmatory License
☐ Other _____

2. Name and address of receiving party(ies)

Name: Acterna, LLC

Internal Address: _____

Street Address: One Milestone Center Drive

City: Germantown

State: Maryland

Country: U.S.A. Zip: 20876

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application or patent number(s):

☐ This document is being filed together with a new application.

A. Patent Application No.(s)

B. Patent No.(s) ~

10/814,543

Additional numbers attached? ☐ Yes ☒ No

5. Name and address to whom correspondence concerning document should be mailed:

Name: Eugene LeDonne

Internal Address: _____

Street Address: Reed Smith, LLP

599 Lexington Avenue, 29th Floor

City: New York

State: New York

Zip: 10022

Phone Number: 212-521-5400

Fax Number: 212-521-5450

Email Address: eledonne@reedsmith.com

6. Total number of applications and patents involved:

one

7. Total fee (37 CFR 1.21(h) & 3.41) \$ 40.00

- ☐ Authorized to be charged by credit card
☐ Authorized to be charged to deposit account
☒ Enclosed
☐ None required (government interest not affecting title)

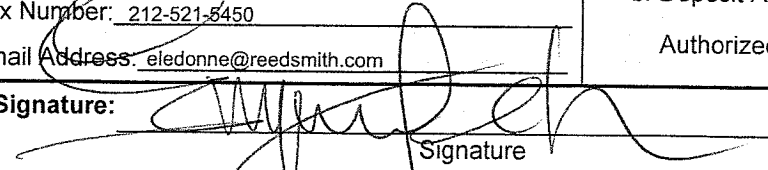
8. Payment Information

a. Credit Card Last 4 Numbers _____
Expiration Date _____

b. Deposit Account Number _____

Authorized User Name _____

9. Signature:


Signature

November 30, 2004

Date

Eugene LeDonne, Reg. No. 35,930

Name of Person Signing

Total number of pages including cover sheet, attachments, and documents:

3

ASSIGNMENT

WHEREAS, the undersigned (hereinafter referred to as ASSIGNOR) have invented a certain invention entitled METHOD AND SYSTEM FOR FACILITATING NETWORK TROUBLESHOOTING which was filed at the United States Patent and Trademark Office on March 31, 2004, and granted Application No. 10/814,543.

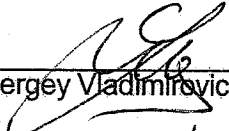
WHEREAS, Acterna, LLC, a limited liability company existing under the laws of Delaware and having a place of business at One Milestone Center Drive, Germantown, Maryland (hereinafter referred to as ASSIGNEE), is desirous of acquiring the entire interest in, to and under said invention and in, to and under Letters Patent or similar legal protection to be obtained therefor in the United States and in any and all foreign countries.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, be it known that for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNOR hereby sells, assigns and transfers to ASSIGNEE the full and exclusive right, title and interest to said invention in the United States and its territorial possessions and in all foreign countries and to all Letters Patent or similar legal protection in the United States and its territorial possessions and in any and all foreign countries to be obtained for said invention by any application or any continuation, divisional, renewal, substitute or reissue thereof or any legal equivalent thereof in a foreign country for the full term or terms for which the same may be granted.


ASSIGNOR HEREBY COVENANTS that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment and sale; and

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said application, said invention and said Letters Patent and legal equivalents in foreign countries as may be known and accessible to ASSIGNOR and will testify as to the same in any interference or litigation related thereto and will promptly execute and deliver to ASSIGNEE or its legal

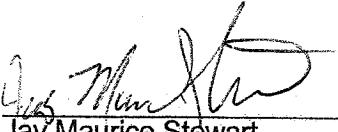
representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof in any foreign country which may be necessary or desirable to carry out the purposes thereof.


Sergey Vladimirovich Kryuchkov

Date: 11/18/2004


Gary Alfred Meyer

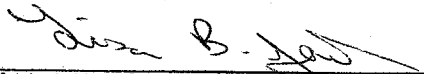
Date: 11-18-04


Jay Maurice Stewart

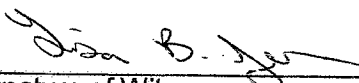
Date: 11-19-04


Signature of Witness

Date: 11-18-04


Signature of Witness

Date: 11-18-04


Signature of Witness

Date: 11-19-04